IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL WRIT PETITION NO.791 OF 2006

Gulabchand R.Sangharajka : Petitioner.

versus

State of Maharashtra & Anr. : Respondents.

Mr.V.T.Tulpule, Sr.Advocate, with Mr.C.K.Pendse for the petitioner.

Smt.U.V.Kejariwal, APP, for State.

CORAM : D.G.DESHPANDE

V.K.TAHILRAMANI JJ.

DATED : APRIL 26, 2006.

P.C.

1. Heard learned advocate for the petitioner and learned APP for the State. In the morning sessions, the learned APP sought time till afternoon for seeking instruction, therefore, the matter was kept at 3.00 p.m. Now she has taken instructions. PSI Vilas Waghalkar, the Investigating Officer in two C.Rs. vide

C.R.Nos.403/05 and 404/05, is present in Court.

2. The petitioner apprehends that the petitioner, who is being 82 years of age, and his two sons are likely to be harassed by Jagdish Sangharajka, Mukesh Sangharajka and their family members by lodging complaints to Sion police Station. The learned APP states that, there are cross complaints filed between the parties and at present the complaints against the petitioner to the Sion Police Station are of minor nature.

3. Considering these facts, we direct that in case any complaint is filed by the aforesaid two persons against the petitioner and his two sons, the Sion Police will give 72 hours notice if then intend to arrest the petitioner and his two sons. Petition stands disposed of.

[D.G.DESHPANDE,J]

[V.K.TAHILRAMANI,J]